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2004 JUL 29 JUL 29 2004

U.S. DISTRICT COURT
DISTRICT OF UTAH

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

DEPUTY CLERK

The SCO Group, Inc.

Plaintiff

v.

Novell, Inc.

Defendant.

CASE NO. 2:04cv139 DAK

Appearing on behalf of:
Defendant

(Plaintiff/Defendant)

MOTION AND CONSENT OF DESIGNATED ASSOCIATE LOCAL COUNSEL

I, John P. Mullen, hereby move the pro hac vice admission of petitioner to practice in this Court. I hereby agree to serve as designated local counsel for the subject case; to readily communicate with opposing counsel and the Court regarding the conduct of this case; and to accept papers when served and recognize my responsibility and full authority to act for and on behalf of the client in all case-related proceedings, including hearings, pretrial conferences, and trials, should Petitioner fail to respond to any Court order.

Date: July 29, 2004 [Signature] (4097)
(Signature of Local Counsel) (Utah Bar Number)

APPLICATION FOR ADMISSION PRO HAC VICE

Petitioner, David E. Melaugh, hereby requests permission to appear pro hac vice in the subject case. Petitioner states under penalty of perjury that he/she is a member in good standing of the bar of the highest court of a state or the District of Columbia; is (i) ☒ a non-resident of the State of Utah or, (ii) ☐ a new resident who has applied for admission to the Utah State Bar and will take the bar examination at the next scheduled date; and, under DUCivR 83-1.1(d), has associated local counsel in this case. Petitioner's address, office telephone, the courts to which admitted, and the respective dates of admission are provided as required.

Petitioner designates John P. Mullen as associate local counsel.

FEE PAID

Date: 7/28, 2004

Check here ☐ if petitioner is lead counsel.

[Signature]
(Signature of Petitioner)

Name of Petitioner: David E. Melaugh Office Telephone: 415-268-7000
(Area Code and Main Office Number)

Business Address: Morrison & Foerster, LLP
(Firm/Business Name)
425 Market Street San Francisco CA 94105
Street City State Zip

BAR ADMISSION HISTORY

COURTS TO WHICH ADMITTED	LOCATION	DATE OF ADMISSION
Supreme Court of the State of California	San Francisco, CA	June 4, 2002
U.S. Court of Appeals for the Ninth Circuit	San Francisco, CA	July 2, 2002
U.S. District Court, Northern District of California	San Francisco, CA	June 4, 2002
U.S. District Court, Southern District of California	San Diego, CA	July 1, 2002
U.S. District Court, Eastern District of California	Sacramento, CA	June 27, 2002
U.S. District Court, Central District of California	Los Angeles, CA	July 1, 2002

(If additional space is needed, attach separate sheet.)

PRIOR PRO HAC VICE ADMISSIONS IN THIS DISTRICT

CASE TITLE	CASE NUMBER	DATE OF ADMISSION

(If additional space is needed, attach a separate sheet.)

ORDER OF ADMISSION

It appearing to the Court that Petitioner meets the pro hac vice admission requirements of DUCiv R 83-1.1(d), the motion for Petitioner's admission pro hac vice in the United States District Court, District of Utah in the subject case is GRANTED.

This 29th day of July, 2004.

Deborah A. Knibb

U.S. District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of July, 2004, I caused a true and correct copy of the foregoing **MOTION AND APPLICATION FOR PRO HAC VICE ADMISSION OF DAVID E. MELAUGH** to be served via first class mail, postage prepaid, to the following:

Brent O. Hatch
Mark R. Clements
HATCH JAMES & DODGE, P.C.
10 West Broadway, Suite 400
Salt Lake City, Utah 84101

Kevin P. McBride
1299 Ocean Avenue, Suite 900
Santa Monica, California 90401

Stephen N. Zack
Mark J. Heise
BOIES, SCHILLER & FLEXNER LLP
100 Southeast Second Street, Suite 2800
Miami, Florida 33131

Robert Silver
BOIES, SCHILLER & FLEXNER LLP
333 Main Street
Armonk, New York 10504



blk

United States District Court
for the
District of Utah
July 30, 2004

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:04-cv-00139

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

Brent O. Hatch, Esq.
HATCH JAMES & DODGE
10 W BROADWAY STE 400
SALT LAKE CITY, UT 84101
EMAIL

Mr. Kevin P McBride, Esq.
1299 OCEAN AVE STE 900
SANTA MONICA, CA 90401
EMAIL

Stephen Neal Zack, Esq.
BOIES SCHILLER & FLEXNER
100 SE 2ND ST STE 2800
MIAMI, FL 33131
EMAIL

Robert Silver, Esq.
BOIES SCHILLER & FLEXNER
333 MAIN ST
ARMONK, NY 10504

Mr. Thomas R Karrenberg, Esq.
ANDERSON & KARRENBERG
50 W BROADWAY STE 700
SALT LAKE CITY, UT 84101
EMAIL

Mr. John P. Mullen, Esq.
ANDERSON & KARRENBERG
50 W BROADWAY STE 700
SALT LAKE CITY, UT 84101
EMAIL

Heather M. Sneddon, Esq.
ANDERSON & KARRENBERG
50 W BROADWAY STE 700
SALT LAKE CITY, UT 84101
EMAIL

Paul Goldstein, Esq.
559 NATHAN ABBOTT WY
STANFORD, CA 94305

Michael A. Jacobs, Esq.
MORRISON & FOERSTER LLP
425 MARKET ST
SAN FRANCISCO, CA 94105-2482
EMAIL

Matthew I. Kreeger, Esq.
MORRISON & FOERSTER LLP
425 MARKET ST
SAN FRANCISCO, CA 94105-2482

Jim F Lundberg, Esq.
NOVELL INC
LEGAL DEPARTMENT
1800 S NOVELL PLACE
PROVO, UT 84606
EMAIL